

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Scott Lawrence Simmons,

Civil No. 21-cv-0948 (SRN/TNL)

Plaintiff,

v.

ORDER

District Court, Dakota County et al.,

Defendants.

Scott Lawrence Simmons, Plaintiff pro se.

This matter is before the Court on the Report and Recommendation by United States Magistrate Judge Tony N. Leung dated May 3, 2021 [Doc. No. 3]. No objections have been filed in the time period permitted.

Accordingly, and after an independent review of the files, records, and proceedings in the above-entitled matter, **IT IS HEREBY ORDERED** that:

1. This matter is **DISMISSED WITHOUT PREJUDICE** pursuant to 28 U.S.C. § 1915(e)(2)(B).
2. The application to proceed *in forma pauperis* of plaintiff Scott Lawrence Simmons [Doc. No. 2] is **DENIED**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: May 20, 2021

s/Susan Richard Nelson
SUSAN RICHARD NELSON
United States District Judge